CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing (Only for Continuation or Divisional applications under 37 CFR 1.53(d))

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DUPLICATE

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"EXPRESS MAIL" MAILING LABEL Number: EL 609507555 US Date of Deposit: March 28, 2002 I hareby certify that this paper or fee is baing deposited with the United States Postel Service and is addressed to the Assistant Commissionar for Patenta, Box CPA, Washington, D.C. 20.	EXDITASS MAIL POST UTTICE ALL AUDITOSES	of most 37 C F R. 1.10 on the date indiceted a	H CENTE
Typad or Printed Name Derryl Kriner	Attorney Docket No.	A-65680-2/RFT/SPL	918
Address to:	First Named Inventor	Thomas Haaf	00/
Assistant Commissioner for Patents Box CPA	Examiner Name	John Brusca	<u> </u>
	Group/Art Unit	1631	
Washington, DC 20231		EL 609507555 LIS	

This is a request for X continuation or divisional application under 37 C.F.R. § 1.53(d), (continued prosecution application (CPA)) of prior application number 09/182,102 filed on October 27, 1998 , entitled Methods and Compositions Utilizing Rad51 **NOTES** **
(continued prosecution application (CPA)) of prior application number Og/182,102 filed on October 27, 1998 , entitled Methods and Compositions Utilizing Rad51 NOTES FILING QUAUFICATIONS: The prior application identified above must be a nonprevisional application that is either: 111 complete as defined by 37 C.F.R. \$1.51(b), or (2) the national stage of an international application in campliance with 35 U.S.C. 371: Effective May 29, 2000, a CPA may be filled in a utility or a plant application if the prior nonprevisional application was filed before May 29, 2000, a CPA may be filled in may only be filled in a utility or a plant application if the prior nonprevisional application was filed before May 29, 2000, a CPA may be filled in may only be filled in a utility or a plant application if the prior nonprevisional application was filed before May 29, 2000, a CPA may be filled in may only be filled in a utility or a plant application if the prior nonprevisional application was filed before May 29, 2000, a CPA may be filled in may only be filled in a utility or a plant application if the prior application file plant in the prior population for provisional application practice, "Final Rule, 65 Fed. Reg. 50032 [Aug. 16, 2000], Interim Rule, 65 Fed. Reg. 14865 [Mar. 20.] 1, 1233 Off. Gaz. Pat. Office (April 11, 2000). C1-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(d). EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA will be construed to include a weiver of confidentiality by the application that is not to be abandoned. ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a weiver of confidentiality by the application or applications concerning, the prior application may be given similar access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the prior application and none sh
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FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is aither: 111 complete as defined of y 37 C.F.R. § 1.51 (b), or (2) the national stage of an international application in campiliance with 35 U.S.C. 371. Effective May 29, 2000. a CPA may be filled in a utility or a plent application if the prior nonprovisional application was filled before May 29, 2000. A CPA may be filled in a utility or a plent application if the prior application. See "Request for Continued Examination Practice changes to and a design application regardless of the filling date of the prior application. See "Request for Continued Examination Practice," finel Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 200), 1233 Off. Provisional Application Practice, "finel Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 200), 1233 Off. Provisional Application Practice, "finel Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 200), 1233 Off. Provisional Application finely as a plant of the second region of the filled under 37 C.F.R. § 1.53(d), but must be filled under 37 C.F.R. § 1.53(d), but must be filled under 37 C.F.R. § 1.53(d), but must be filled under 37 C.F.R. § 1.53(d), but must be filled under 37 C.F.R. § 1.53(d), but must be filled under 37 C.F.R. § 1.53(d), but must be application in application that date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that date of the repulsion of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application and none should the filled packet.
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Enter the unentered amendment previously filed on
under 37 C.F.R §1.116 in the prior nonprovisional application.
2 A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d)(4).
a. DELETE the following inventor(s) named in the prior nonprovisional application:
b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed
5. Information Disclosure Statement (IDS) is enclosed:
a. PTO-1449
b. Copies of IDS Citations

(not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed. 11. X Conditional Petition for Extension of Time: An extension of time is requested in the present and/or above-referenced parent application to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered.	(37 C.F.R.\$1.16(c) or (ii) 10	CLAIMS	(1) FOR	(2NUMBER FILED	(3) NUMBER EXTRA		(4) R	ATE	(5) CAL	CULATIONS
Multiple dependent claims (if applicable) (37C.F.R.\$1.16(b))	Multiple dependent claims (if applicable) Sample Sam			10 -20 =	0	х	\$	18	\$	0
SASIC FEE 37 C.F.R.\$1.16(d) TOTAL OF ABOVE CALCULATIONS = \$ 740	BASIC FEE \$ 740			3 -3 =	0	×	\$	84	\$	0
TOTAL OF ABOVE CALCULATIONS = \$ 740 Reduction by 50% for filing by small entity. (Note 37 C.F.R. 1.27) \$ 370 TOTAL = \$ 370 X Small entity status: Applicant claims small entity status. See 37 CFR 1.27. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 06 - 1300 (Order No. A-65680-2/RFT/SPL) a. Fees required under 37 C.F.R. § 1.16. b. Fees required under 37 C.F.R. § 1.17. c. Fees required under 37 C.F.R. § 1.18 X Check No. 40052 in the amount of \$980.00 is enclosed. X Other: Petition For Extension of Time [5 Months] Return postcard O. Applicant requests suspension of action under 37 CFR 1.103(b) for a period ofmonths (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed. X Conditional Petition for Extension of Time: An extension of time is requested in the present and/or above-referenced parent application to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered. The prior application's correspondence address will carry over to this CPA UNI FSS a new correspondence address is provided below.	TOTAL OF ABOVE CALCULATIONS = \$ 740 Reduction by 50% for filing by small entity. (Note 37 C.F.R. 1.27). \$ 370 TOTAL = \$ 370 X Small entity status: Applicant claims small entity status. See 37 CFR 1.27. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 06 - 1300 (Order No. A-65680-2/RFT/SPL) a. Fees required under 37 C.F.R. § 1.16. b. Fees required under 37 C.F.R. § 1.17. c. Fees required under 37 C.F.R. § 1.18 X Check No. 40052 in the amount of \$980.00 is enclosed. X Other: Petition For Extension of Time [5 Months] Return postcard D. Applicant requests suspension of action under 37 CFR 1.103(b) for a period ofmonths (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed. 1. X Conditional Petition for Extension of Time: An extension of time is requested in the present and/o above-referenced parent application to provide for timely filling if an extension of time is still required after all papers filed with this transmittal have been considered. The prior application's correspondence address will carry over to this CPA UNI-ESS a new correspondence address is provided below. 10. NEW CORRESPONDENCE ADDRESS			aims (if applicable)		+	\$	280	\$	0
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	istomer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or New correspondence address below		JINLEUG W HOTE GOOT							

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☐ Customer Number or <u>Ba</u>	ar Code Label	(Insert Customer No. or Attack	h bar code label here) or New co	vrespondence address below
Name				
Address				
City		State	Zip Code	
Country		Telephone	Fax	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED				
FLEHR HOHBACH TEST	Name (Print/Type)	Richard F. Trecartin, Esq.		
ALBRITTON & HERBERT LLP 4 Embarcadero Center, Suite 3400 San Francisco, CA 94111	Signature	The French		
Telephone: 415 781 1989 Fax: 415 398 3249	Registration No. (Attorney/Agent)	31,801		
,	Date	March 28, 2002		
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